

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SHERRON PAIGE, individually and ON BEHALF OF HER MINOR CHILD, K.D.; EVELYN GRAY; TANEEQUA CARRINGTON; and A.P., on their own behalf and on behalf of all others similarly situated,

Plaintiffs,

v.

NEW YORK CITY HOUSING AUTHORITY; CITY OF NEW YORK; SHOLA OLATOYE; BILL de BLASIO; MARY TRAVIS BASSETT, M.D.; MARIA TORRES SPRINGER; MICHAEL KELLY; ALICIA GLENN; BRIAN CLARKE; JAY KRANTZ; LUIS PONCE; HERMINA POLACIO; ATC ASSOCIATES, INC.; and ATC GROUP SERVICES, LLC,

1:17-cv-07481-WHP

Defendants.

STIPULATION OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), it is hereby stipulated and agreed by and among all parties in this action, by and through their undersigned counsel, that all claims and causes of action asserted by plaintiffs, Sherron Paige, Evelyn Gray, Taneequa Carrington and A.P. against defendants New York City Housing Authority, Shola Olatoye, Michael Kelly, Brian Clarke, Jay Krantz, Luis Ponce (the "NYCHA Defendants") and defendants City of New York, Bill de Blasio, Mary Travis Bassett, M.D., Maria Torres Springer, Alicia Glenn, and Hermina Polacio (the "City Defendants"), are dismissed with prejudice, with each party bearing its own attorneys' fees, costs, and expenses; and

It is further hereby stipulated and agreed by and among all parties in this action, by and through their undersigned counsel, that all claims, cross claims and causes of action asserted against defendants ATC Associates, Inc. and ATC Group Services LLC (the "ATC Defendants"), and all claims, cross claims and causes of action asserted by the ATC Defendants, shall be discontinued without prejudice, with each party bearing its own attorneys' fees, costs, and expenses; and

It is further hereby stipulated and agreed by and among all parties in the above-captioned action, by and through their undersigned counsel, that all claims and causes of action asserted by Sherron Paige, on behalf of her minor child, K.D., shall be discontinued without prejudice, with each party bearing its own attorneys' fees, costs and expenses. The Parties hereby further stipulate that plaintiff Sherron Paige, on behalf of her minor child, K.D., may pursue claims in New York State courts premised only on New York State and New York City laws.

This Stipulation may be executed in counterparts. Facsimile copies of signatures shall be deemed originals.

Having considered the parties' representations on the record on September 19, 2019 and their October 7, 2019 submission (ECF No. 275), this Court hereby approves the proposed resolution of this matter and the Stipulation of Dismissal. This Court finds that paragraph 9 of the settlement agreement (ECF No. 275-2) coupled with Plaintiffs' counsel's filing of a state court complaint on September 20, 2019 (ECF No. 275-7) preserves the rights of the minor child K.D. The Clerk of Court is directed to mark this case closed.

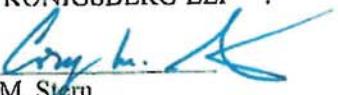
Dated: October 18, 2019
New York, New York

SO ORDERED:


WILLIAM H. PAULEY III
U.S.D.J.

DATED: New York, New York
July 24, 2019

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DATED: New York, New York
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DATED: New York, New York
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DATED: Florham Park, New Jersey
July 31, 2019

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SO ORDERED:

William H. Pauley, III, U.S.D.J.